

II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 19 May 1994

amending Decision 94/178/EC concerning certain protection measures relating to Classical Swine Fever in Germany and repealing Decisions 94/27/EC and 94/28/EC

(Text with EEA relevance)

(94/292/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 90/425/EEC of 26 June 1990 concerning veterinary and zootechnical checks applicable in Intra-Community trade in certain live animals and products with a view to the completion of the internal market ⁽¹⁾, as last amended by Council Directive 92/118/EEC ⁽²⁾ and, in particular, Article 10 (4) thereof,

Whereas as a result of outbreaks of Classical Swine Fever in different parts of Germany, the Commission adopted Decision 94/178/EC of 23 March 1994 concerning certain protection measures relating to Classical Swine Fever in Germany and repealing Decisions 94/27/EC and 94/28/EC ⁽³⁾;

Whereas an increased number of outbreaks of Classical Swine Fever have occurred in Bundesland Niedersachsen; whereas some of the outbreaks have occurred in parts with a high density of pigs;

Whereas in the light of the evolution of the situation it is necessary to take supplementary measures in the area

where outbreaks are concentrated, these measures must include rules for movements of the pigs in the said area;

Whereas it is necessary to adjust the borders of the area described in Annex II;

Whereas the measures provided for in this Decision are in accordance with the opinion of the Standing Veterinary Committee,

HAS ADOPTED THIS DECISION:

Article 1

Decision 94/178/EC is hereby amended as follows:

1. In Article 1, paragraph 2 is replaced by the following:

'2. Germany shall ensure that:

- (a) no pigs leave from the area described in Annex II to the area described in Annex I,
- (b) no pigs enter the area described in Annex II.

This restriction shall not apply:

- (i) to pigs for slaughter brought directly to slaughterhouse situated in the said area where the pigs shall be slaughtered within 48 hours,
- (ii) to the transit of pigs by road and rail without unloading or stopping.'

2. In Article 1, paragraph 3, line 1 the words 'paragraph 2' are replaced by 'paragraph 2a'.

⁽¹⁾ OJ No L 224, 18. 8. 1990, p. 29.

⁽²⁾ OJ No L 62, 15. 3. 1993, p. 49.

⁽³⁾ OJ No L 83, 26. 3. 1994, p. 54.

3. In Article 10, '20 April' is replaced by '20 June'.

Article 3

4. Annex II is replaced by the Annex to the present Decision.

This Decision is addressed to the Member States.

Article 2

Done at Brussels, 19 May 1994.

The Member States shall amend the measures which they apply to trade so as to bring them into compliance with this Decision. They shall immediately inform the Commission thereof.

For the Commission

René STEICHEN

Member of the Commission

ANNEX

ANNEX II

All parts of the territory of Lower Saxony, Germany situated inside the line formed by:

- the A 28 motorway from Oldenburg in the direction of Bremen until it joins the national road No 322,
 - the national road No 322 in direction south-east until it crosses the A1 motorway,
 - the A1 motorway in direction east until it crosses the river Weser,
 - the river Weser in direction south until it reaches the border between Lower Saxony and Nordrhein-Westfalia,
 - the border between Lower Saxony and Nordrhein-Westfalia in direction west and south until it reaches the Mittelland-Kanal,
 - the Mittelland-Kanal in direction west until it crosses the border between Lower Saxony and Nordrhein-Westfalia,
 - the border between Lower Saxony and Nordrhein-Westfalia in direction west until it crosses the local road from Recke in direction north to Fürstenau,
 - the national road No 402 from Fürstenau to Haselünne,
 - the local road from Haselünne to Sägel and Börger in direction north-east until it meets the Küstenkanal,
 - the Küstenkanal in direction east until it enters Oldenburg.
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